

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No.:	10/526,683	§	Confirm. No.:	5316
Applicant:	DESARZENS, <i>et al.</i>	§		
Filing Date:	6 November 2005	§		
Examiner:	GEORGE, T. R.	§		
Art Unit:	3733	§		
Docket No.:	PUS-P001-034B-N	§		
(Old Dock. No.:	1.P566.34)	§		

**Submission Via EFS Registered eFiling**

MS: AMENDMENTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Declaration of Prior Invention under 37 CFR §1.131**

I hereby declare that I am Yves DESARZENS, a resident of Corgemont, CH, and that I am an inventor or co-inventor of the subject matter of a rejected claim in the above-identified application, which was conceived by me prior to 13 September 2002, and which was diligently managed through to its filing date.

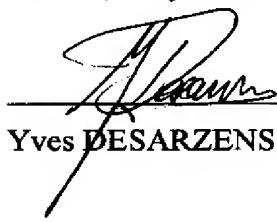
I submit this Declaration to evidence a date of invention of the subject matter of the rejected claim prior to the effective date (13 September 2002) of the Wolford reference, US Patent Publication No. 2003/0181916, on which reference the rejection is based.

In support of this Declaration, I submit the following evidence:

A Witness Declaration of Mr. Patrick Berdoz that in the normal course of his employment he was a witness to the disclosure of the subject matter of the rejected claims prior to 13 September 2002.

I understand and acknowledge that willful false statements and the like made in this Declaration are punishable by fine or imprisonment, or both under 18 USC 1001, and may jeopardize the validity of the application or any patent issuing thereon. Further, I declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true.

Further, I sayth not.



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Yves DESARZENS, Co-Inventor

28. April 2008

(Date)

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Alexandria, VA 22313-1450

**Declaration under 37 CFR §1.131**

I hereby declare that I am Hugh Davies, a resident of Shelley, Huddersfield, GB, and that I am an inventor or co-inventor of the subject matter of a rejected claim in the above-identified application, which was conceived by me prior to 13 September 2002, and which was diligently managed through to its filing date.

I submit this Declaration to evidence a date of invention of the subject matter of the rejected claim prior to the effective date (13 September 2002) of the Wolford reference, US Patent Publication No. 2003/0181916, on which reference the rejection is based.

In support of this Declaration, I submit the following evidence:

A Witness Declaration of Mr. Patrick Berdoz that in the normal course of his employment he was a witness to the disclosure of the subject matter of the rejected claims prior to 13 September 2002.

I understand and acknowledge that willful false statements and the like made in this Declaration are punishable by fine or imprisonment, or both under 18 USC 1001, and may jeopardize the validity of the application or any patent issuing thereon. Further, I declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true.

Further, I sayth not.



Hugh DAVIES

22 April, 2008  
(Date)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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**Applicant:** DESARZENS, *et al.*

**Filing Date:** 6 November 2005

**Examiner:** GEORGE, T. R.

**Art Unit:** 3733

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Declaration of Prior Invention under 37 CFR §1.131**

I hereby declare that I am André LECHOT, a resident of Orvin, CH, and that I am an inventor or co-inventor of the subject matter of a rejected claim in the above-identified application, which was conceived by me prior to 13 September 2002, and which was diligently managed through to its filing date.

I submit this Declaration to evidence a date of invention of the subject matter of the rejected claim prior to the effective date (13 September 2002) of the Wolford reference, US Patent Publication No. 2003/0181916, on which reference the rejection is based.

In support of this Declaration, I submit the following evidence:

A Witness Declaration of Mr. Patrick Berdoz that in the normal course of his employment he was a witness to the disclosure of the subject matter of the rejected claims prior to 13 September 2002.

I understand and acknowledge that willful false statements and the like made in this Declaration are punishable by fine or imprisonment, or both under 18 USC 1001, and may jeopardize the validity of the application or any patent issuing thereon. Further, I declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true.

Further, I sayth not.

*J. Lechot*

André LECHOT

*Orvau, le 24.4.08*

(Date)

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**Declaration of Prior Invention under 37 CFR §1.131**

I hereby declare that I am Patrick WHITE, a resident of West Chester, PA, USA, and that I am an inventor or co-inventor of the subject matter of a rejected claim in the above-identified application, which was conceived by me prior to 13 September 2002, and which was diligently managed through to its filing date.

I submit this Declaration to evidence a date of invention of the subject matter of the rejected claim prior to the effective date (13 September 2002) of the Wolford reference, US Patent Publication No. 2003/0181916, on which reference the rejection is based.

In support of this Declaration, I submit the following evidence:

A Witness Declaration of Mr. Patrick Berdoz that in the normal course of his employment he was a witness to the disclosure of the subject matter of the rejected claims prior to 13 September 2002.

I understand and acknowledge that willful false statements and the like made in this Declaration are punishable by fine or imprisonment, or both under 18 USC 1001, and may jeopardize the validity of the application or any patent issuing thereon. Further, I declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true.

Further, I sayth not.

Patrick White

Patrick WHITE

4/21/2008

(Date)

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**Witness Declaration under 37 CFR §1.131**

I hereby declare that I am Patrick BERDOZ, a resident of Chester Springs, PA, and that I am currently employed by Precimed SA a wholly owned subsidiary of Greatbatch, and serve at the company's Exton, Pennsylvania facility as the Vice President of the orthopedic group.

Prior to and during the year of 2002, I was an employee of Precimed SA, at the company's Exton, Pennsylvania facility, and served as Chief Executive Officer of Precimed, SA.

During this period, I was a co-worker of Mr. Patrick White, a co-inventor of the above referenced patent application, and had regular interactions with Mr. White at the Exton facility during the course of our common employment.

In support of this Declaration, I state that in the normal course of my employment during this period, I was a witness to the disclosure of the subject matter of the attached drawings (Exhibit A) prior to 13 September 2002.

I understand and acknowledge that willful false statements and the like made in this Declaration are punishable by fine or imprisonment, or both under 18 USC 1001, and may

jeopardize the validity of the application or any patent issuing thereon. Further, I declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true.

Further, I sayth not.

  
\_\_\_\_\_  
Patrick BERDOZ

  
\_\_\_\_\_  
(Date)